



Dato Sri Norazman Ayob
Deputy Secretary General
Ministry of International Trade and Industry

March 26, 2020

Subject: Ensuring Necessary Exclusions from Mandatory Stay-At-Home Policies for Essential IT Functions

Dear Deputy Secretary General Ayob:

COVID-19 presents one of the most complex challenges governments around the world have faced in modern times. As you consider options for responding to this challenge, BSA | The Software Alliance (**BSA**)¹ seeks to support decisions that maximize public health and safety while maintaining essential functions that millions of citizens depend on for critical business and personal, including healthcare needs.

BSA's members include: Adobe, Amazon Web Services, Atlassian, Autodesk, AVEVA, Bentley Systems, Box, Cadence, Cisco, CNC/Mastercam, IBM, Informatica, Intel, MathWorks, Microsoft, Okta, Oracle, PTC, Salesforce, ServiceNow, Siemens Industry Software Inc., Sitecore, Slack, Splunk, Synopsys, Trend Micro, Trimble Solutions Corporation, Twilio, and Workday.

It is important that mandatory stay-at-home or self-quarantine orders and related policies limiting business operations exclude individuals who are necessary to maintain vital functions performed by information technology (**IT**) and IT infrastructure in order to meet such needs. It is also extremely important that definitions of exclusions be consistent both among and within countries; inconsistencies make it more difficult for our members to provide the continuity of services that are needed for stay-at-home and related policies to work effectively.

BSA's members operate, develop, and maintain cloud services, software and hardware platforms, and other IT infrastructure that support functions that are vital, particularly in the unique circumstances that the spread of COVID-19 entails. These functions enable effective public health responses, support and maintain economic continuity, and underpin many essential personal needs of individual citizens. Health care providers, first responders, the vendors of food and essential supplies and their supply chains, business and government enterprises, critical infrastructures like utilities and financial services, and numerous other functions are reliant on IT and IT infrastructure. Without the necessary exclusions, stay-at-home orders and similar policies that cause substantial disruptions to IT and IT infrastructure providers could cripple these functions.

¹ BSA | The Software Alliance (www.bsa.org) is the leading advocate for the global software industry before governments and in the international marketplace. Its members are among the world's most innovative companies, creating software solutions that spark the economy and improve modern life. With headquarters in Washington, DC, and operations in more than 30 countries, BSA pioneers compliance programs that promote legal software use and advocates for public policies that foster technology innovation and drive growth in the digital economy.

As you consider implementing mandatory stay-at-home or similar policy responses, we urge you to ensure the continuity and stability of these services by **including IT and IT infrastructure in essential business exemptions that would not be subject to movement or lock-down restrictions. Such exemptions should include: global and local IT and IT infrastructure companies, cloud service providers, communications and web-based services providers as well as their vendors, manufacturers and suppliers.** In order to provide continuous service to critical infrastructure companies in Malaysia, it is necessary to exempt the above vendors. It is also critical to allow the on-going construction and installation of new facilities and infrastructure of such companies to ensure they are able to meet the rapidly growing demand for such essential services.

Globally, software and other IT companies are taking significant measures to improve the public health response to COVID-19, and our members are eager to continue working with government and non-governmental stakeholders to confront this crisis together. As you further consider policy responses, BSA and its members are eager to serve as resources to help make these policies as effective as possible. Thank you for your leadership during this challenging time.

Sincerely,



Jared W. Ragland
Senior Director, Policy - APAC